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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

JAMES RAFTON, TRUSTEE OF THE
JAMES AND CYNTHIA RAFTON TRUST,

Plaintiff,

v.

RYDEX SERIES FUNDS; PADCO
ADVISORS INC. d/b/a RYDEX
INVESTMENTS, INC.; RYDEX
DISTRIBUTORS, INC.; RICHARD M.
GOLDMAN; CARL G. VERBONCOEUR;
JOHN O. DEMARET; NICK BONOS;
MICHAEL P. BYRUM; COREY A.
COLEHOUR; J. KENNETH DALTON;
WERNER E. KELLER; THOMAS F. LYDON;
PATRICK T. MCCARVILLE; ROGER
SOMERS; and DOES 1 through 25, inclusive,

Defendants.

No. CV 10-01171 LHK

Action Filed: March 19, 2010

ORDER GRANTING LEAD COUNSEL'S
APPLICATION FOR DISTRIBUTION

CLASS ACTION

Date: December 5, 2012
Time: 2:00 p.m.
Dep't: Courtroom 8, 4th Floor
Judge: Hon. Lucy H. Koh

1 Lead Counsel's Application For Distribution Order And Request For Further Payment Of
2 Settlement Administration Costs was submitted to the Court on November 7, 2012. The Court
3 has considered all papers filed and materials provided therein, and the Court being familiar with
4 the proceedings in this matter, and good cause appearing therefor,

5 NOW, IT IS HEREBY ORDERED:

6 1. This Order incorporates by reference the Stipulation And Agreement Of
7 Settlement, dated as of July 28, 2011 (Dkt. 97) ("Stipulation"), and all capitalized terms used, but
8 not defined herein, shall have the same meaning as in the Stipulation.

9 2. The Court finds that the Effective Date of the settlement has occurred.

10 3. The Court approves administrative determinations of the Claims Administrator,
11 Garden City Group ("GCG"), relating to acceptances and rejections of claims submitted in
12 connection with the settlement.

13 4. The Court adopts a \$1.00 *de minimis* threshold for distributions to Class Members.

14 5. GCG is hereby directed to distribute the Net Settlement Fund in accordance with
15 the Plan of Allocation as set forth in the Final Judgment And Order Of Dismissal (Dkt. 130),
16 while being consistent with the *de minimis* threshold.

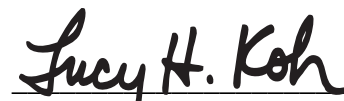
17 6. The Court authorizes Lead Counsel to pay GCG further amounts not to exceed
18 \$117,500.24 for its work in completing the administration of the settlement.

19 7. The Court also grants authority to GCG to dispose of its records relating to the
20 settlement one year after the distribution of the Net Settlement Fund to Authorized Claimants.

21 Accordingly, the hearing set for December 5, 2012, is hereby VACATED. The Clerk
22 shall close the file.

23 **IT IS SO ORDERED.**

24 Dated: November 9, 2012



LUCY H. KOH
United States District Judge